## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

MARCELINO LUIS-FUENTEVILLA

CASE NUMBER: 08cr0136-BEN

I, Marcelino Luis-Fuentevilla, the above named defendant, who is accused of Illegal Entry, in violation of 8 U.S.C. § 1325 (a misdemeanor) and Illegal Entry, in violation of 8 U.S.C. § 1325 (a felony), being advised of the nature of the charges, the proposed information, and of my rights, hereby waive in open court on March 2 2008 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

MARCELINO LUIS-FUENTEVILLA

Defendant

ĎAVID KIRKY

Counsel for Defendant

MAR 2 1 2008

Before

United States Magistrate Judge